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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE: :
Fosamax Products Liability Litigation : 1:06-md-1789 (JFK)
:

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This Document Relates to: : **NOTICE OF APPEARANCE**
Phyllis J. Tester and :
Harold Tester :
v. Merck & Co., Inc. :
:
Case No: 1:08-cv-4124-JFK :
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PLEASE TAKE NOTICE that David J. Heubeck hereby enters his appearance as counsel of record in the above referenced causes of action. All inquiries, pleadings and court documents should be filed and served upon the undersigned.

Dated: June 30, 2008
New York, New York

Respectfully submitted,

By: _____/s/
David J. Heubeck

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CERTIFICATE OF SERVICE

I hereby certify that on June 30, 2008, the foregoing NOTICE OF APPEARANCE was filed electronically and served electronically, pursuant to the Court's Case Management Order, via the Court's CM/ECF system.

_____/s/
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